

ASSEMBLY BILL

No. 817

Introduced by Assembly Member Bonta

February 21, 2013

An act to amend Sections 2109, 12300, and 12302 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 817, as introduced, Bonta. Elections officials.

Existing law authorizes a county elections official to appoint a registered voter to serve as a deputy registrar of voters for the purpose of registering voters. Existing law also authorizes an elections official to appoint any voter to serve as a precinct board member, as specified.

This bill would additionally authorize an elections official to appoint a person who is a lawful permanent resident of the United States and who is otherwise eligible to register to vote, except for his or her lack of United States citizenship, to serve as a deputy registrar of voters or as a precinct board member.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2109 of the Elections Code is amended
2 to read:
3 2109. ~~Any~~A person who is a registered voter qualifies for
4 appointment as a deputy registrar of ~~voters~~ voters if he or she is
5 a registered voter of the state, or if he or she is a lawful permanent
6 resident of the United States and is otherwise eligible to register

1 *to vote pursuant to Section 2101 except for his or her lack of United*
2 *States citizenship.*

3 SEC. 2. Section 12300 of the Elections Code is amended to
4 read:

5 12300. Any voter, *or any individual who possesses the*
6 *qualifications set forth in subdivision (c) of Section 12302*, may
7 file an application with the elections official for the position of
8 precinct board member. The elections official may require the
9 application be made on specific forms supplied by the elections
10 official.

11 SEC. 3. Section 12302 of the Elections Code is amended to
12 read:

13 12302. (a) Except as provided in ~~subdivision (b)~~, *subdivisions*
14 *(b) and (c)*, a member of a precinct board shall be a voter of the
15 state. The member may serve only in the precinct for which his or
16 her appointment is received.

17 (b) (1) In order to provide for a greater awareness of the
18 elections process, the rights and responsibilities of voters, and the
19 importance of participating in the electoral process, as well as to
20 provide additional members of precinct boards, an elections official
21 may appoint not more than five ~~pupil~~ *pupils* per precinct to serve
22 under the direct supervision of precinct board members designated
23 by the elections official. A pupil may be appointed, notwithstanding
24 his or her lack of eligibility to vote, subject to the approval of the
25 governing board of the educational institution in which the pupil
26 is enrolled, if the pupil possesses the following qualifications:

27 ~~(1)~~

28 (A) Is at least 16 years of age at the time of the election ~~to~~ *for*
29 which he or she is serving as a member of a precinct board.

30 ~~(2)~~

31 (B) Is a United States citizen or will be a citizen at the time of
32 the election ~~to~~ *for* which he or she is serving as a member of a
33 precinct board.

34 ~~(3)~~

35 (C) Is a pupil in good standing attending a public or private
36 secondary educational institution.

37 ~~(4)~~

38 (D) Is a pupil who has a grade point average of at least 2.5 on
39 a 4.0 scale.

40 ~~(e)~~

1 (2) A pupil appointed pursuant to *this* subdivision~~(b)~~ may not
2 be used by a precinct board to tally votes.

3 (c) *In order to promote civic engagement among residents of*
4 *the state and to provide additional members of precinct boards,*
5 *an elections official may appoint not more than five nonvoters per*
6 *precinct to serve as precinct board members. A nonvoter may be*
7 *appointed, notwithstanding his or her lack of eligibility to vote, if*
8 *the nonvoter possesses the following qualifications:*

9 (1) *Is a lawful permanent resident of the United States.*

10 (2) *Is otherwise eligible to register to vote pursuant to Section*
11 *2101 except for his or her lack of United States citizenship.*